

REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register: 23 February 2000
Name of applicant/court: Comptroller of Customs
Applicant to the Labelling Body: Not Applicable
Title of Publication: Untitled
Other Known Titles: Item 4 Clear plastic negative sheet containing 41 negatives and 41 proofs
Director: Not Applicable
Producer: Not Applicable
Publisher: Not Applicable
Author: Not Applicable
Format: Photographic Material
Country of Origin: Not Applicable
Language: Not Applicable

Feature: Running time:
Trailers: Running time:
Total Running time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

Please turn over

Classification Decision:

Unrestricted.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

Direction to issue a label has been given on: **Not Applicable.**

SUMMARY OF THE REASONS FOR DECISION:

The untitled photographic material, also known as *Item 4 Clear plastic sheet containing 41 negatives and 41 proofs* is classified as:

Unrestricted.

The publication consists of 41 35mm sized photographic proofs and 41 matching negatives. Each individual image is quite small, in the manner of such photographic material. Six of the 41 matching images depict girls who are partially clothed. All of the remaining matching images are of naked girls. There are only three of the matching images that do not contain either breast and/or genital nudity. Several of the prints and matching negatives are sexualized poses and compositions, and several are lit to emphasize the genital area. In several shots the girls have an arm or arms up behind their heads in a manner reminiscent of a 1950's calendar girl. While there is an impression that the camera is voyeuristically watching girls in varying states of dress or undress, overall the images appear graceful. The dominant effect of the publication is romantic and aesthetic rather than sexual.

While the publication exploits the nudity of young persons, it does not do so to an extent or degree, or in a manner, that would render its availability likely to be injurious to the public good. Consequently, no restriction is placed on the publication. The freedom of expression set out in the New Zealand Bill of Rights Act 1990 is not limited by this classification.

OFLC Ref: 9901525